

Jameson C. Walker (# 12-17838)
Special Deputy Yellowstone County Attorney
Special Assistant Montana Attorney General
Room 701, County Courthouse
P.O. Box 35025
Billings, Montana 59107
Telephone (406) 256-2870
Attorney for State

MONTANA THIRTEENTH JUDICIAL DISTRICT COURT, YELLOWSTONE COUNTY

STATE OF MONTANA,
Plaintiff,

vs.

LIONEL SCOTT ELLISON,
Defendant.

CAUSE NO. DC 11-0767

JUDGE RUSSELL C. FAGG

**NOTICE OF INTENT TO CALL
WITNESSES AND INTRODUCE
EVIDENCE**

Comes now, the State of Montana, by and through Special Deputy County Attorney Jameson C. Walker, for the State of Montana, and respectfully notices this Court of the State's intent to potentially call witnesses and introduce evidence in the above-captioned case.

Lay Witnesses:

1. Harper, Cindy
Payne Financial Group Inc.
2323 2nd Ave. N.
P.O. Box 30638
Billings, MT 59107-0638

Ms. Harper is an insurance producer at Payne Financial Group. She initially took the Defendant's claim that vandalism caused damage to his home. She was present when the Defendant called the insurance company repeated his claim. Ms. Harper is anticipated to testify regarding the Defendant's representations to the insurance company and to her.

2. Norman, Jennifer
Payne Financial Group Inc.
2323 2nd Ave. N.

1 P.O. Box 30638
2 Billings, MT 59107-0638

3 Ms. Norman is an insurance producer at Payne Financial Group and was the
4 Defendant's insurance producer. Ms. Norman received and reviewed photographs
5 that the Defendant submitted on behalf of his claim. Ms. Norman is anticipated to
6 testify regarding what the Defendant told her, her handling of his claim, and to
7 testify regarding the photographs submitted to her by the Defendant.

- 8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
3. Johnson, Ryan
Travelers Insurance Company
RNCHO Cord Clm A260
P.O. Box 15439
Sacramento, CA 958510439

Mr. Johnson was a claims representative for the insurance company. He surveyed the damage to the Defendant's home on or about February 15, 2011, with the Defendant. Mr. Johnson handled the Defendant's insurance claim. Mr. Johnson is anticipated to testify regarding what he observed at the house and what the Defendant told him in support of his insurance claim.

4. Any witness called by the Defendant.
5. Any rebuttal witness as necessary.

Expert Witnesses:

6. Robert Tehle.
Master Plumber
Alpine Plumbing, Heating, & Cooling
306 Moore Lane, Billings, MT 59101

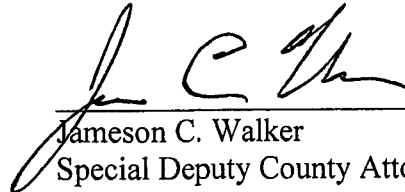
Mr. Tehle will testify as an expert concerning the water damage to the house located at 2475 S 17 Rd, in Ballantine, Montana. Specifically, Mr. Tehle will .

Exhibits:

1. Photographs Defendant submitted to the insurance company:
a. Broken Dishwasher (15:24)
b. Downstairs Ceiling 2 (15:23)
c. Downstairs Ceiling (15:20)
d. Graffiti in Bathroom (15:38)
e. Ruined Carpet (15:26)
f. Stollen (*sic*) Refrigerator&Trim (*sic*) missing (15:24)
g. Wall Graffiti 2 (15:37)
h. Wall Graffiti 3 (15:38)
i. Wall Graffiti (15:37)
j. 056 (15:27)
k. 057 (15:27)
l. 067 (15:30)

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
2. Photographs taken pursuant to a search warrant on March 9, 2011.
 - a. IMG_1970
 - b. IMG_1971
 - c. IMG_1973
 - d. IMG_1976
 - e. IMG_1977
 - f. IMG_1979
 - g. IMG_1984
 - h. IMG_1986
 - i. IMG_1988
 - j. IMG_1989
 - k. IMG_1996
 - l. IMG_1997
 - m. IMG_2001
 - n. IMG_2003
3. Travelers Estimate damage report prepared by Ryan Johnson, completed April 1, 2011.
4. Travelers Claim Summary (Bates 294).
5. Photographs taken by Ryan Johnson on February 15, 2012.
 - a. HGN3333001_12
 - b. HGN3333001_17
 - c. HGN3333001_25
 - d. HGN3333001_48
 - e. HGN3333001_49
 - f. HGN3333001_50
 - g. HGN3333001_57
 - h. HGN3333001_60
 - i. HGN3333001_72
 - j. HGN3333001_74
 - k. HGN3333001_75
 - l. HGN3333001_76
 - m. HGN3333001_77
 - n. HGN3333001_80
 - o. HGN3333001_82
6. Any exhibits listed by the Defendant.
7. Any exhibit in conjunction with rebuttal witnesses.
8. Any exhibits provided to the Defendant through Discovery.

1 The State has provided all exhibits through Discovery. The State may present additional
2 exhibits at the pre-trial conference if necessary.

3
4 
5 Jameson C. Walker
6 Special Deputy County Attorney
7 Yellowstone County, Montana

8
9 **CERTIFICATE OF SERVICE**

10 This is to certify that a true and accurate copy of the foregoing document was hand delivered,
11 picked up by courier, or sent by U.S. Mail, postage paid, this 14th day of March, 2013, to the
12 following:

13 Elizabeth Honaker
14 208 N. 29th St, Ste 206
15 P.O. Box 2236
16 Billings, Montana 59103

17
18
19
20
21
22
23
24
25 